IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO.608 (MS) OF 2006

1. Maharaj Kumar,
   S/o Ram Saroop,
   Mount Rose Compound,
   Tallital, Nainital.
2. Naresh Kumar,
   S/o Late Doli Chandra,
   Mount Rose Compound,
   Tallital, Nainital. .....Petitioner.

Versus

1. Chairman, Nagar Palika, Nainital.
2. Executive Officer, Nagar Palika, Nainital.
3. District Magistrate, Nainital. .....Respondents.

Dated: 19.05.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Manoj Shah, Advocate for the petitioner, Standing Counsel for the respondent no.3 and Sri D.S. Patni, Advocate for the respondents no.1 and 2. Both the parties have agreed that let the writ petition be decided at the admission stage.

By the present writ petition, the petitioners have preyed for a writ of mandamus directing the respondents to decide the representation of The petitioner dated 09.03.2006 regarding allotment of the shop and also to reconsider the case of the petitioner.

Briefly stated, a Writ Petition No.577/01 (MB) was decided by this Court, where a direction was given on 18.06.2005 to rehabilitate the petitioner at a place near Horse Stand at Barapathar Mallital Nainital.

The grievance of the petitioner is that they have already moved a representation for the change of the shop, but no heed is being paid on the same.

In view of the above, the committee constituted in Writ Petition No. 577 (MB) of 2005 is directed to decide the representation of the petitioner in accordance with law within a period of one month.

Writ petition is disposed. No order as to costs.

19.05.2006 (Rajesh Tandon, J.)
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